

EASTPORT CITY COUNCIL

Special City Council Meeting

Tuesday, June 25th, 2013

6:00 P.M. - Shead High School - Band Room

I. CALL TO ORDER

The meeting was called to order at 6:00 p.m.

Those in attendance were: Councilor Mike Cummings, Councilor Scott Emery, Councilor Gilbert Murphy, and Council President, Mary Repole. Also present were City Manager, Larry Post; and City Clerk, Ella Kowal.

Attendees in the audience were: Christina Greenlaw, Daniel Sullivan, Lora Whelan, and Jon McNerney.

II. ADJUSTMENTS TO AGENDA

There were none.

III. PUBLIC HEARING(S)

**PUBLIC HEARING
EASTPORT CITY COUNCIL
TUESDAY, JUNE 25TH, 2013
VICTUALER LICENSE – CHRISTINA GREENLAW d/b/a DOWNEAST DONUTS & ICE CREAM**

The hearing was called to order at 6:01 p.m. ***Those present:*** Councilor Michael Cummings, Councilor Scott Emery, Councilor Gilbert Murphy, and Council Chairman, Mary Repole. Also present, City Manager, Larry Post and City Clerk, Ella Kowal.

The Council Chairman explained this was a hearing to receive comments from the Council and the public on a new ***Victualer License for Christina Greenlaw d/b/a Downeast Donuts & Ice Cream.***

The Council Chairman opens the floor up to the Council members and the public for any questions.

There were none.

Council President, Mary Repole, declared the hearing closed at 6:02 p.m.

**PUBLIC HEARING
EASTPORT CITY COUNCIL
TUESDAY, JUNE 25TH, 2013
VICTUALER LICENSE – DANIEL SULLIVAN – MOBIL FOOD TRUCK**

The hearing was called to order at 6:02 p.m. ***Those present:*** Councilor Michael Cummings, Councilor Scott Emery, Councilor Gilbert Murphy, and Council Chairman, Mary Repole. Also present, City Manager, Larry Post and City Clerk, Ella Kowal.

The Council Chairman explained this was a hearing to receive comments from the Council and the public on a new ***Victualer License for Daniel Sullivan for a Mobil Food Truck.***

The Council Chairman opens the floor up to the Council members and the public for any questions.

Daniel Sullivan addresses the Council and explains that his intent is to serve gourmet food cones.

Council President, Mary Repole, declared the hearing closed at 6:03 p.m.

**PUBLIC HEARING
EASTPORT CITY COUNCIL
TUESDAY, JUNE 25TH, 2013
“SRF” AWARD/LOAN FROM BOND BANK FOR WWTP - \$534,000**

The hearing was called to order at 6:03 p.m. Those present: Councilor Michael Cummings, Councilor Scott Emery, Councilor Gilbert Murphy, and Council Chairman, Mary Repole. Also present, City Manager, Larry Post and City Clerk, Ella Kowal.

The Council Chairman explained this was a hearing to receive comments from the Council and the public *on acceptance of a “SRF” Award/Loan from the Bond Bank for the Wastewater Treatment Plant in the amount of \$534,000.*

The City Manager, Larry Post, addresses the Council and explains that a public hearing requires a ten day notice. However, the Bond Council informs us that borrowing of money requires a fourteen day notice and we missed that by a day. Therefore, it is requested that we re-schedule public hearing for July 24th, 2013 at 6:00 p.m.. He further comments to say that he has spoken with John True with DEP about receiving more forgiveness for that loan. Initially, of the \$534,000; all but \$68,000 was forgiven but if more money could be found, the City would certainly be appreciative of that. As of last week, he has been advised that there is another \$25,000 to be forgiven which leaves the payback amount to be \$43,000.

Council President, Mary Repole, requests from the City Manager a copy of what they have been calling Economic Development. He informs Council that he and the Treasurer are currently working on that and will have something at the next meeting that will clarify the breakdown. Council President also asks that they receive this on a monthly basis.

The Council Chairman opens the floor up to the Council members and the public for any other questions or comments. There were none.

Council President, Mary Repole, declared the hearing closed at 6:04 p.m.

**PUBLIC HEARING
EASTPORT CITY COUNCIL
TUESDAY, JUNE 25TH, 2013
“PROPOSED” FISCAL YEAR 2014 BUDGET**

The hearing was called to order at 6:05 p.m. Those present: Councilor Michael Cummings, Councilor Scott Emery, Councilor Gilbert Murphy, and Council Chairman, Mary Repole. Also present, City Manager, Larry Post and City Clerk, Ella Kowal.

The Council Chairman explained this was a hearing to receive comments from the Council and the public for the ***FY2014 Budget***.

The City Manager, Larry Post, addresses the Council and informs the Council that the only difference in the budget from the last time that it was presented to them is from a miscommunication between himself and Mr. Underwood. He asked if anything had changed since the meeting and he was referring to the budget committee meeting when he made the presentation to the Budget Committee and he was referring to the School Board meeting which was a week later. Initially, the City Manager had shown the budget for the education at \$2,339,000 and it is actually \$2,350,497 and emphasizes to Council that this is reflected in what he presents to Council this evening. He further comments to say that there was a question about how that breakdown comes from the School budget and how we arrived at that. He continues to say that the total expenditure of the School is reflected in their budget of \$2,350,497 and then total Revenue other than local taxes is \$1,056,401 and explains further to say that this leaves from the property tax for education \$1,294,096 and that this is included in the total from property tax because the education and City expenses are included in our total expenses. The total is included in Revenues and then from property tax.

Councilor Mike Cummings asks him for the amount of the increase from the expenditure of the School. The City Manager responds that it when up by \$11,000 from what was previously given to Council. The City Manager further comments to say that although there is an increase, we are still in good shape and that the mil rate will stay the same.

Council President, Mary Repole, addresses the City Manager relative to a question that she asked of him earlier with regard to the expenditure of the City towards this and asks where they would find that in there. He responds that it is in the total from property tax and includes the City and the School. He continues to say part of the issue is how can we have expended more dollars, both the School and the City, and still hold the same tax rate and comments to say that it has to do with the Education of FY2013 and the budget from the City that was passed showed Education Revenue of \$807,000 and this year it is \$1,056,000. Council President recognizes that it reduces our expenditure because of their income.

Lora Whelan addresses the Council for clarification for herself as well as Ed French that the School overages nor Revenue cannot be applied toward the City's expenses. The City Manager responds to say that it is not and that it is kept separate and reaffirms that should there be surpluses from the previous year for the school, it is carried forward and is also separate from the City as well as the Revenues. The City Manager further comments to say that this total comes from what our expenditures and revenues are and what we end up with a tax rate by adding those two together but that the two remain separate. The City Manager and the Council Presidents responds to say this is the way it has been done and is also reflective of it in the Audit as well. They reaffirm that the City cannot take that money to use it for City expenses but the School is obligated to keep that money in with their funds and move it forward to the next year.

The Council Chairman opens the floor up to the Council members for any questions.

Council President, Mary Repole, declared the hearing closed at 6:10 p.m.

IV. ACTION ON PUBLIC HEARING(S)

A. VICTUALER LICENSE – CHRISTINA GREENLAW – DOWNEAST DONUTS & ICE CREAM

MOTION MURPHY SECOND EMERY
To approve a Victualer License for Christina Greenlaw d/b/a Downeast Donuts & Ice Cream.

PASSED 4-0

B. VICTUALER LICENSE – DANIEL SULLIVAN – MOBILE FOOD TRUCK

Jon McNerney asked a question with regard to whether this would be all year long or just for the 4th or a one-time event and if it would be in the downtown area. Mr. Sullivan responded that it would not be all year long but through the summer and early fall and would need clarification on the locations from the City. Council suggests that he work with the City Manager to clarify this. Mr. McNerney said that he was not clear on whether or not it would require a lease such as Rosie's Hot Dog Stand. Reference was made that Rosie's has a building that is there all year long whereas Mr. Sullivan's entity will be mobile and moving from location to location. The Clerk reminds Council that they set the fees for Victualer Licenses for the year whereas Vendors License is specific to a certain time period. Mr. Sullivan informs Council that should the locations pose to be problem, then his option would be to have it on his private property. Councilor Murphy offers his property on County Road as a location to utilize as there is a great deal of traffic that goes by there. Council suggests that he consider traveling to the different businesses and sites. Council also recommends that he check with the Port Director, Chris Gardner, with regard to the breakwater. Mr. McNerney asked if he would be moving all around the City and he said he did not see it to be feasible to set up the trailer that often but rather to have 1-2 locations on a regular basis. He is willing to work with whomever and does not want to pose problems of any sort but rather to become an asset to the community.

MOTION MURPHY SECOND CUMMINGS
To approve a Victualer License for Daniel Sullivan doing business as a mobile food truck and to authorize the City Manager to work with Mr. Sullivan in determining the locations.

PASSED 4-0

**C. “SRF” AWARD/LOAN FROM BOND BANK FOR WWTP
\$534,000**

MOTION MURPHY SECOND EMERY

To approve the re-scheduling of a Public Hearing for July 24th, 2013 at 6:00 p.m. for the acceptance of the “SRF” Award/Loan in the amount of \$534,000 from the Bond Bank for the Wastewater Treatment Plant.

PASSED 4-0

D. “FY2014” BUDGET

Councilor Mike Cummings expressed an interest in waiting to vote on this until the regular Council meeting to have more people in attendance. The City Manager and Council President both emphasize that this evening is the *public hearing* on the budget and that this is the time for questions and the opportunity for them to come out and that it was advertised as required by the City's Charter.

MOTION MURPHY SECOND EMERY

To accept the ***FY2014 Budget*** as proposed and presented by the City Manager reflecting that the total amount for Education being \$2,350,497 and the ***amount to be raised in taxes is \$2,815,512.00*** for a **total budget of \$4,559,263.00.**

To approve the budget of \$4,559,263.00 of which \$2,350,497 is *Education* the amount to be raised by taxes \$2,815,512.00 and to approve a Sewer budget of \$370,165.00

PASSED 4-0

V. ADJOURNMENT

MOTION MURPHY SECOND EMERY

To adjourn.

PASSED 4-0 (TIME: 6:21 P.M.)